GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Prohibition & Excise Department – Disciplinary action initiated under Rule 20 of APCS (CC&A) Rules 1991 against Sri K.Sai Krishna, Proh & Excise Sub-Inspector (Retired), Nellore district – Case entrusted to Tribunal for Disciplinary Proceedings – Orders of Hon'ble High Court dated 24.01.2020 in W.P.No.19371 /2019 – Implemented – orders – Issued.

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year 2011, contrary to Rule 9(2)(b)(ii) of Andhra Pradesh Revised Pension Rules, 1980 as illegal arbitrary, unsustainable in law and in terms of the similar orders passed in W.P.No.25587/2018 and Batch dated 15.11.2018, W.P.No.11886 of 2019, dated 22.08.2019, and W.P.No.16232/2019 and 16234/2019, dated 5-11-2019 respectively. Further, the Hon'ble High Court of Judicature vide reference 16th read above, has passed the following orders dated 24.01.2020 in Writ Petition No.19371/2019 (Operative portions):-

> "5. In the result, the writ petition is disposed of, quashing the charge memo dated 17.01.2018 issued against the petitioner. Accordingly, the petitioner would be entitled to all consequential pensionary and the retirement benefits. As a sequel, miscellaneous petitions pending consideration if any in the writ petition shall stand closed".

4. In the reference 17th read above, Sri K.Sai Krishna, Retired Prohibition & Excise Sub-Inspector, has stated among other things that Hon'ble High Court has quashed the charge framed against him and ordered to release the full pension, retirement gratuity and commutation of full service pension. Finally, he has requested to release all his retirement benefits at an early date.

5. Government, after careful examination of the entire matter, and keeping in view of the orders dated 24.01.2020 of Hon'ble High Court of Judicature in Writ Petition.No.19371 of 2019 filed by Sri K.Sai Krishna, Prohibition & Excise Sub-Inspector (Retired) have decided to implement the orders of Hon'ble High Court dated 24.01.2020 and to release the pension and pensionary benefits to Sri K.Sai Krishna, Prohibition & Excise Sub-Inspector (Retired).

6. Accordingly, Government hereby order to implement the orders dated 24.01.2020 of Hon'ble High Court of Judicature in Writ Peitition.No.19371/2019 filed by Sri K.Sai Krishna, Prohibition & Excise Sub-Inspector (Retired) and to release the pension and pensionary benefits of Sri K.Sai Krishna, Prohibition & Excise Sub-Inspector (Retired), Nellore District.

7. The Commissioner of Prohibition and Excise shall take further necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

To
Sri K.Sai Krishna, Prohibition & Excise Sub-Inspector (Retired), Nellore district through Commissioner of Prohibition and Excise, Andhra Pradesh, Vijayawada.
The Commissioner of Prohibition and Excise, Andhra Pradesh, Vijayawada.
Copy to:
The Director General, Anti Corruption Bureau, Andhra Pradesh, Vijayawada.
The Secretary to Vigilance Commissioner, Andhra Pradesh Vigilance Commission, A.P. Secretariat, Velagapudi.
The Secretary, Tribunal for Disciplinary Proceedings, Andhra Pradesh, at Nampally, Hyderabad.
The Government Pleader for Services, Andhra Pradesh High Court, Amaravathi. w.r.t W.P.Nos.19371/2019.
The Accountant General, Andhra Pradesh, Amaravathi @ Vijayawada/Hyderabad.
The Deputy Commissioner of Prohibition & Excise Department, Nellore District.
The District Treasury Officer, Nellore District.
The Director of Treasuries and Accounts, Andhra Pradesh, Vijayawada.
Sc/Sf.

//FORWARDED BY :: ORDER//

SECTION OFFICER